

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

LAMAR BURTON,

Plaintiff,

Case No. 1:20-cv-1134

v.

Hon. Hala Y. Jarbou

MICHIGAN DEPARTMENT OF
CORRECTIONS, et al.,

Defendant.

ORDER

On December 17, 2021, Magistrate Judge Phillip J. Green issued a Report and Recommendation (R&R) recommending that Defendant's Motion for Summary Judgment (ECF No. 15) and Defendant's Motion to Strike Sur-Reply (ECF No. 25) both be granted and this matter terminated (ECF No. 28). The R&R was duly served on the parties. No objections have been filed, and the deadline for doing so expired on January 3, 2022. On review, the Court concludes that the R&R correctly analyzes the issues and makes a sound recommendation.

Accordingly,

IT IS ORDERED that the R&R (ECF No. 28) is **APPROVED** and **ADOPTED** as the opinion of the Court.

IT IS FURTHER ORDERED that Defendant's Motion for Summary Judgment (ECF No. 15) and Defendant's Motion to Strike Sur-Reply (ECF No. 25) are **GRANTED**.

IT IS FURTHER ORDERED that the Court **CERTIFIES** that an appeal would not be taken in good faith. 28 U.S.C. § 1915(a)(3).

A judgment will issue in accordance with this order.

Date: January 20, 2022

/s/ Hala Y. Jarbou
HALA Y. JARBOU
UNITED STATES DISTRICT JUDGE